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COMMENTS:

**Re: Response to Notice of to File Missing Parts of Nonprovisional Application with
Request for Confirmation of Prior Receipt of Declaration Documents**

Inventor: Farrell, Richard S. *et al.*
International Application No.: PCT/US04/29715
US Application No.: 10/571,189
International filing date: September 9, 2004
US Mail Date: April 9, 2006
Title: INTERNET PROTOCOL OPTIMIZER
Attorney Docket No.: 93088

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December 20, 2006

VIA FACSIMILE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Inventor: Farrell, Richard S. *et al.*
International Application No.: PCT/US04/29715
US Application No.: 10/571,189
International filing date: September 9, 2004
US Mail Date: April 9, 2006
Title: INTERNET PROTOCOL OPTIMIZER
Attorney Docket No.: 93088

**TRANSMITTAL LETTER WITH REQUEST FOR VERIFICATION OF
RECEIPT OF DECLARATION OF INVENTORSHIP DOCUMENTS DURING
THE INTERNATIONAL PHASE OF CORRESPONDING PCT APPLICATION**

Dear Sir:

Enclosed for filing with the United States Patent and Trademark Office, please find:

1. Transmittal letter with Certificate of Facsimile Transmission under 37 C.F.R. §1.8 (2 Sheets);
2. Notification of Missing Parts Requirement Under 35 USC 371 in the United States Designated/Elected Office (2 Sheets); and,
3. Copies of Declaration: Inventorship (only for the purposes of designation of the United States of America) previously filed in International Application Number PCT/US04/29715 on November 3, 2004 (3 Sheets).

Applicant has reviewed the file history for International Application Number PCT/US04/29715 and feels that the Notification of Missing Parts Requirement Under 35 USC 371 in the United States Designated/Elected Office has been issued in error.

Original "Declaration: Inventorship (only for the purposes of designation of the United States of America)" documents were mailed to the USPTO as receiving office on November 3, 2004, via Express Mail Label Number EE353629516US. These documents were acknowledged received via date stamped postcard on 03 November, 2004, by the USPTO as receiving office. It is therefore Applicant's position that all requirements have been met regarding the submission of oaths/declarations of inventorship in this case. Review of the International Application file is hereby requested in order to confirm this information.

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Commissioner for Patents
Page 2
December 20, 2006

However, if review of the cases in question leads the Receiving Office to decide that additional fees are due, please charge Deposit Account 500937 as required. If you have any questions, please contact me.

Very truly yours,

Malcolm D Reid
Registration No. 27,065
Attorney for Applicants**Certificate of Facsimile Transmission under 37 C.F.R. §1.8**

I hereby certify that the following identified correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on December 20, 2006: Transmittal letter with Certificate of Facsimile Transmission under 37 C.F.R. §1.8 (2 Sheets); Notification of Missing Parts Requirement Under 35 USC 371 in the United States Designated/Elected Office (2 Sheets); and, Copies of Declaration: Inventorship (only for the purposes of designation of the United States of America) previously filed in International Application Number PCT/US04/29715 on November 3, 2004 (3 Sheets).


Tiffany K. Larson

Enclosure/GP-2043521 v1

DEC 20 2006 Page 1 of 2



UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/571,189	Richard S. Farrell	93088

28020
GRAY, PLANT, MOOTY, MOOTY & BENNETT, P.A.
P.O. BOX 2906
MINNEAPOLIS, MN 55402-0906

INTERNATIONAL APPLICATION NO.	
PCT/US04/29715	
I.A. FILING DATE	PRIORITY DATE
09/09/2004	09/10/2003

CONFIRMATION NO. 4202
371 FORMALITIES LETTER

OC000000021000055

Date Mailed: 10/27/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/09/2006
- Copy of the International Search Report filed on 03/09/2006
- Copy of IPE Report filed on 03/09/2006
- Request for Immediate Examination filed on 03/09/2006
- U.S. Basic National Fees filed on 03/09/2006
- Specification filed on 03/09/2006
- Claims filed on 03/09/2006
- Abstracts filed on 03/09/2006
- Drawings filed on 03/09/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/571,189	PCT/US04/29715	93088

FORM PCT/DO/EO/905 (371 Formalities Notice)